

**BOARD OF REGISTERED NURSING  
Diversion/Discipline Committee  
Agenda Item Summary**

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**AGENDA ITEM: 9.1  
DATE: June 13, 2008**

**ACTION REQUESTED:** Information Only: Enforcement Program Update and Statistics

**REQUESTED BY:** Diversion/Discipline Committee

**BACKGROUND:** Attached are the Enforcement Program Statistics for July 2007 through March 31, 2008.

**Statistics**

It is important to note that the statistics provided at the last Board meeting showed that 758 cases were pending at the Attorney General's (AG) office; however, further review indicates there were only 611 cases pending as of February 29, 2008. Currently there are only 604 cases pending at the AGs office as of March 31<sup>st</sup>.

Projections indicate that 58.5% of all disciplinary matters will be settled by stipulated agreement. Additionally, projections reveal that only 10% of disciplinary matters will go through an administrative hearing this fiscal year.

**Program Update**

On May 19<sup>th</sup>, Stacie Berumen will rejoin the Board as the Enforcement Program Manager. She left the Enforcement Program one year ago to become the Licensing Program Manager for the Medical Board of California. Welcome back, Stacie.

**NEXT STEP:** Continue to monitor the AG statistics and budget to ensure that adequate funding remains for any unforeseen events as we near the end of the fiscal year. Additionally, the Enforcement Program is monitoring the caseload and the number of hours being used by the Division of Investigation.

**FISCAL IMPLICATIONS,  
IF ANY:**

None

**PERSON TO CONTACT:** Heidi J. Goodman, Assistant Executive Officer  
(916) 574-7600

**CALIFORNIA BOARD OF REGISTERED NURSING**  
**ENFORCEMENT STATISTICS**  
 March 31, 2008

						Projected FY	
DESCRIPTION	2002-03	2003-04	2004-05	2005-06	2006-07	2007-08*	2007-08
Complaints Received	2,172	2,993	3,148	3,384	3,361	2,647	3,529
Referred to Diversion Program	342	225	256	311	367	270	360
Investigations Opened	1,314	1,132	2,401	2,312	1,917	1,799	2,399
Referred to Attorney General	302	391	331	562	314	318	424
Cases Pending at Attorney General	577	503	449	670	604	604	NA
Petititons to Revoke Probation Filed	34	30	21	36	44	57	76
Accusations Filed	309	338	216	270	336	300	400
Statements of Issues Filed	20	30	15	22	22	11	15
Total Pleadings	363	398	252	328	402	368	491
Orders to Compel Examination (Sec. 820)	13	8	11	7	5	5	7
Interim Suspension Order	NA	3	4	2	3	1	1
Criminal Actions Filed	25	15	54	11	7	19	25
Licensee Disciplinary Actions:							
(a) Revocation	53	117	102	85	101	89	119
(b) Probation	57	149	137	110	120	86	115
(c) Suspension/Probation	1	2	0	3	6	8	11
(d) License Surrendered	18	49	49	36	67	56	75
(e) Public Reprimand/Reproval	1	12	5	8	9	1	1
(f) Decisions Other	0	0	6	2	3	1	1
Total, Licensee Discipline	130	329	299	244	306	241	321
Total Cite and Fine Citations Issued*	5	17	34	1	17	22	29
Applicant Disciplinary Actions:							
(a) License Denied	3	0	25	10	7	12	16
(b) License Issued on Probation	18	19	15	10	15	7	9
Total, Applicant Discipline	21	19	40	20	22	19	25
Process Used for Discipline (licensees)							
(a) Administrative Hearing	21	58	50	34	44	24	32
(b) Default Decision	42	82	73	63	76	76	101
(c) Stipulation	67	189	176	147	186	141	188
Total	130	329	299	244	306	241	321

\*Fiscal Year to Date

**BOARD OF REGISTERED NURSING**  
**Agenda Item Summary**  
**Diversion/Discipline Committee Meeting**

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**AGENDA ITEM: 9.2**  
**DATE: June 13, 2008**

**ACTION REQUESTED:** Information Only: Diversion Program Update and Statistics

**REQUESTED BY:** Diversion/Discipline Committee

**BACKGROUND:** **Program Update**

The Diversion Program Manager and Virginia Matthews, Maximus Program Director, gave a presentation to the nurse leaders at the Kindred Hospital in Folsom, California on March 27, 2008. The presentation was well received and the staff provided positive feedback at its conclusion.

**Contract Update**

The seven Boards met and finalized a new RFP that was released on March 12<sup>th</sup>. It is anticipated that the new intent to award will be posted on or about May 10, 2008. It is anticipated that a new contract will be in place by June 30, 2008.

**Diversion Evaluation Committees (DEC)**

There are currently six vacancies as follows: five physicians, and one registered nurse. Recruitment efforts continue.

**Statistics**

Attached is the Monthly Statistical Summary Report for February and March 2008. As of March 31, 2008 there were 1,300 successful completions in the Diversion Program.

**NEXT STEP:** None

**FINANCIAL IMPLICATIONS,  
IF ANY:** None

**PERSON TO CONTACT:** Carol Stanford  
Diversion/Probation Program Manager  
(916) 574-7616

**BOARD OF REGISTERED NURSING  
DIVERSION PROGRAM  
STATISTICAL SUMMARY  
February and March, 2008**

	CURRENT MONTHS	YEAR TO DATE (FY)	PROGRAM TO DATE
<b>INTAKES COMPLETED</b>	22	134	3,630
<b>INTAKE INFORMATION</b>			
Female	16	98	2877
Male	6	36	753
Average Age	45 - 54		
Most Common Worksite	Hospital		
Most Common Specialty	Medical/Surgical		
Most Common Substance Abused	Alcohol/Hydrocodone		
<b>PRESENTING PROBLEM AT INTAKE</b>			
Substance Abuse (only)	16	64	2,422
Mental Illness (only)	1	2	135
Dual Diagnosis	4	75	1034
Undetermined	1	2	39
<b>REFERRAL TYPE*</b>			
Self	11	82	2458
Board	11	52	1172
*May change after Intake			
<b>ETHNICITY (IF KNOWN) AT INTAKE</b>			
Asian	0	1	66
African American	1	2	113
Hispanic	2	6	120
Native American	0	0	23
Pacific Islander	0	1	9
Caucasian	19	123	2968
Other	0	0	56
Not Reported	0	1	275
<b>CLOSURES</b>			
Successful Completion	11	74	1300
Failure to Derive Benefit	1	3	93
Failure to Comply	4	20	853
Moved to Another State	1	4	54
Not Accepted by DEC	0	0	33
Voluntary Withdrawal Post-DEC	2	4	261
Voluntary Withdrawal Pre-DEC	7	20	357
Closed Public Risk	5	6	104
No Longer Eligible	0	0	8
Client Expired	0	0	30
<b>TOTAL CLOSURES</b>	35	103	3093
<b>NUMBER OF PARTICIPANTS: 441 (as of March 31, 2008)</b>			

**BOARD OF REGISTERED NURSING  
Diversion/Discipline Committee Meeting  
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**AGENDA ITEM: 9.3  
DATE: June 13, 2008**

**ACTION REQUESTED:** Information Only: Probation Program Update and Statistics

**REQUESTED BY:** Diversion/Discipline Committee

**BACKGROUND:**

A Nurse Support Group reporting form was developed and sent out to all Nurse Support Group Facilitators on April 9, 2008. Staff will monitor how this form assists the Probation Monitors and the facilitators in monitoring the nurses on probation.

**Statistics**

Below are the current statistics for the Probation Program through April 30, 2008. The statistics for the Probation Program have been revised as they will now include the total number of probationers who have either surrendered their license or had their license revoked for the reporting period.

MALE	122
FEMALE	335
CHEMICAL DEPENDENCY CASES	252
PRACTICE CASES	149
SOUTHERN CALIFORNIA	224
NORTHERN CALIFORNIA	233
PENDING AT THE AG	75
ADVANCED CERTIFICATES	35
REVOKED OR SURRENDERS (January – April 2008)	14
<b>TOTAL IN-STATE PROBATIONERS</b>	<b>457</b>

**NEXT STEP:** None

**FINANCIAL  
IMPLICATIONS:** None

**PERSON TO CONTACT:** Carol Stanford  
Diversion/Probation Program Manager  
(916) 574-7616

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**AGENDA ITEM: 9.4**  
**DATE:** June 13, 2008

**ACTION REQUESTED:** Information Only: Diversion Evaluation Committee Resignation

**REQUESTED BY:** Diversion/Discipline Committee

**BACKGROUND:** In accordance with Business and Professions Code Section 2770.2, the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committees (DEC). Each DEC is composed of three registered nurses, a physician and a public member with expertise in chemical dependency and/or mental health.

**RESIGNATION**

Below is the name of the Diversion Evaluation Committee member who has resigned for personal reasons. His efforts were recognized and a certificate and letter of appreciation, on behalf of the Board, has been mailed out.

<u><b>NAME</b></u>	<u><b>TITLE</b></u>	<u><b>DEC</b></u>	<u><b>NO.</b></u>
Robert Watrous	Physician	Ontario	9

**NEXT STEP:** Continue recruiting efforts

**FINANCIAL  
IMPLICATIONS:** None

**PERSON TO CONTACT:** Carol Stanford  
Diversion/Probation Program Manager  
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